

MAR 14 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lee, *et al.* Docket No.: TSM03-0587
Serial No: 10/657,616 Art Unit: 2813
Date Filed: September 8, 2003
Title: Semiconductor Structure having a Strained Region and a Method of Fabricating Same

PRELIMINARY AMENDMENT AND PROVISIONAL ELECTION

In response to Examiner's Restriction Requirement mailed February 14, 2005, Applicants herein amend claim 22, provisionally elect claims 22 – 38 for prosecution with traverse, and provide the below grounds for withdrawal of Examiner's restriction requirement.

TSM03-0587

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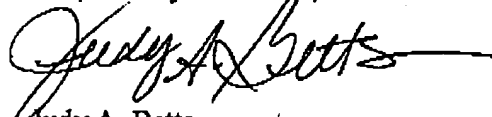
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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown above:

- Certification of Facsimile Transmission (1 page)
- Preliminary Amendment And Provisional Election (14 pages)

Respectfully submitted,



Judy A. Betts
Legal Assistant

Confirmation Respectfully Requested

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